

1 THE HONORABLE RICHARD A. JONES
2
3
4
5

6
7
8
9
10
11
12 UNITED STATES DISTRICT COURT
13 WESTERN DISTRICT OF WASHINGTON
14 AT SEATTLE

15 UNITED STATES OF AMERICA, } No. CR 21-122-RAJ
16 }
17 Plaintiff, }
18 }
19 v. }
20 NICHOLAS M. PARTLOW, }
21 }
22 Defendant. }

23
24 THE COURT has considered the Defendant's unopposed motion to continue the
25 trial date and pretrial motions deadline and finds that:

26 (a) taking into account the exercise of due diligence, a failure to grant a
1 continuance in this case would deny counsel for the defendant the reasonable time
2 necessary for effective preparation due to counsel's need for more time to review the
3 evidence, consider possible defenses, and gather evidence material to the defense, as set
4 forth in 18 U.S.C. § 3161(h)(7)(B)(iv); and

5 (b) a failure to grant such a continuance in this proceeding would likely result in
6 a miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i); and

7 (c) the additional time requested is a reasonable period of delay, as the defendant
8 has requested more time to prepare for trial, to investigate the matter, to gather evidence
9 material to the defense, and to consider possible defenses; and

10 (d) the ends of justice will best be served by a continuance, and the ends of
11 justice outweigh the best interests of the public and the defendant in any speedier trial,
12 as set forth in 18 U.S.C. § 3161(h)(7)(A); and

(e) the additional time requested between the current trial date of March 21, 2022, and the new trial date is necessary to provide counsel for the defendant the reasonable time necessary to prepare for trial, considering counsel's schedule and all of the facts set forth above; and

IT IS THEREFORE ORDERED that the unopposed motion (Dkt. # 20) is GRANTED. The trial date in this matter is continued to May 9, 2022. All pretrial motions, including motions in limine, shall be filed no later than March 4, 2022.

IT IS FURTHER ORDERED that the period of delay from the date of this order to the new trial date of May 9, 2022, is excludable time pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (h)(7)(B)(iv).

DATED this 31st day of January, 2022.

Richard D. Jones

The Honorable Richard A. Jones
United States District Judge